

The Code Update Committee of the Village of Cold Spring held a meeting on Thursday, May 28, 2015 at 7:00 PM at the Village Hall, 85 Main Street, Cold Spring NY

Attending were Chair Jack Goldstein, members Mike Armstrong, Ruth Elwell, Terry Lahey, Donald Mac Donald (7:43) and Barney Molloy

1. Minutes:

- The minutes of May 14, 2015 were brought forth by Mr. Goldstein for approval. Mr. Lahey noted the location of the meeting was wrong. The location should be changed from the Village Hall to the Cold Spring Fire House. Mr. Lahey moved to approve the amended minutes and Mr. Molloy seconded the motion. The motion was unanimously approved.
- The minutes of April 23, 2015 were brought forth by Mr. Goldstein. Mr. Lahey moved to approve the minutes as presented and Mr. Armstrong seconded the minutes. The minutes were approved 4-0. Mr. Molloy was not present at that meeting and abstained from the vote.

2. NYSERDA

The Committee members expressed concern over the dates in the agreement and the ability to achieve those dates. Mr. Goldstein noted that extensions can be requested. Ms. Early noted if dates need to be changed it can be done in progress reports. Mr. Goldstein noted he will confirm whether or not the clock starts ticking when the contract is signed. A discussion ensued over suggested requirements before the Code Update Committee asks the Mayor to sign the NYSERDA contract. Two requirements the Board agreed on are the following:

1. Make sure the contract reflects past comments.
2. It should include a time frame that the Board can abide by.

Mr. Goldstein recommended that the resolution should include the following items:

1. The committee has attempted to create an agreement that is more advantageous to the Village, enhances public input opportunities while recognizing that the village wants to achieve positive cash reimbursement from the State.
2. By the nature of the agreement, it must be signed first, and then the metrics must be developed. The metrics are an unanswered question.
3. The Village should obtain written confirmation that changes can be made to the work schedule.
4. The grant does not provide sufficient funds to cover the cost of SEQRA review. Some portion of the SEQRA review may have to be paid for by the Village.

Mr. Goldstein suggested that the Board propose the following: Internal flexibility, improvement of the contract, outstanding concerns about environmental impact and SEQRA. Mr. Lahey moved to accept the above resolution and Mr. Armstrong seconded the motion. It was unanimously approved.

The draft resolution will be distributed to all board members to review.

The trustees will be required to hold public hearings on all code changes. Referrals to the Planning board and Zoning board of Appeals must be done before any code changes can be done. The project will be reviewed by other municipalities such as West Point and Philipstown, and by the Putnam County Planning Board.

Mr. Goldstein noted that he has spoken the Mayor and the Mayor has not yet chosen a consultant for this project. Mr. Goldstein noted the Mayor does not believe the Village is required to use B&L as the consultant and is looking into other choices. It was noted that an RFP was done and B&L was agreed upon as the consultant. Mr. Goldstein noted he has gone to great lengths to keep B&L as the consultant. The Mayor noted that he wishes to use another consultant. The decision on the consultant could lead to a significant delay.

3. Members reports:

Gretchen Dykstra volunteered to head a public engagement committee. The committee will create five newsletters and provide a mechanism for people to register their comments on line. Newspapers will be asked to have the newsletters available. The idea is to get a sense of underlying issues and to have those issues made public. Part of that process is to make sure the public joins in on the process.

4. Old business:

Mr. Lahey questioned accessory use - Questioned lack of clarity in the current code regarding accessory use.

5. New Business:

Ms. Early noted that Mr. Lahey mentioned that several items were not incorporated in the NYSEDA agreement and asked what those items were. The number of amendments went from 31 to 29 – what were the two that were eliminated?

Earlier a statement had been made regarding a total code update. Must be very careful how the volunteer hours are noted so they don't get confused with the NYSEDA grant. The Board responded that the whole code has to be reviewed.

The meeting was adjourned at 8:15 PM with a motion from Mr. Lahey and a second from Mr. Molloy and carried with a unanimous vote.